

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 14733 of Howard University, pursuant to 11 DCMR 3108.1, for a special exception under Section 210 for review and approval of a revised campus plan in the R-4, R-5-B, R-5-D, SP-2, C-M-1, C-M-2 and C-2-A Districts in the area beginning at the intersection of Columbia Road and Georgia Avenue, N.W., east along Columbia Road to a point; hence south along 5th Street to McMillan Drive; east along McMillan Drive to a point; hence south along 2nd Street to Rhode Island Avenue; west along Rhode Island Avenue to Florida Avenue; north along Florida Avenue to 9th Street; north along 9th Street to Florida Avenue; north along Florida Avenue to W Street; west along W Street to 11th Street; north along 11th Street to Florida Avenue; east along Florida Avenue to 9th Street; north along 9th Street to Florida Avenue; to Barry Place; east along Barry Place to Sherman Avenue; north along Sherman Avenue to Euclid Street; east along Euclid Street to Georgia Avenue, and; north along Georgia Avenue to the beginning, (Square 330, Lot 800; Square 2873, Lots 787, 788, 790, 870 and 974; Square 2875, Lots 1032, 1026, 1038, 1104, 1105, 2000-2002, 2033, 2035, 2036, 2037 and 2039; Square 2877, Lots 811, 933, 934, 945, 968, 970, 979, and 1023; Square 2882, Lot 951; Square 3055, Lots 821 and 822; Square 3057, Lot 92; Square 3058, Lots 828, 829 and 833-835; Square 3060, Lots 41 and 839; Square 3063, Lot 801; Square 3064, Lots 826 and 837; Square 3065, Lots 33, 36 and 831; Square 3068, Lots 27-29, 801, 807 and 808; Square 3069, Lots 65 and 66; Square 3072, Lots 52 and 818; Square 3074, Lot 11; Square 3075, Lot 807; Square 3079, Lots 29-35, 37, 39-46, 49 and 89-91; Square 3080, Lots 42, 44, 45, 47, 48, 58, 67, 70-72, 832, 843 and 844; Square 3084, Lot 830; Square 3088, Lot 835; Square 3090, Lot 41, and; Square 3094, Lot 800).

HEARING DATES: February 24, May 11 and June 1, 1988

DECISION DATES: July 28, 1988 and February 1, 1989

DISPOSITION: The Board **GRANTED** the application with conditions by a vote of 4-0 (Maybelle Taylor Bennett, William F. McIntosh, Charles R. Norris and Carrie L. Thornhill to grant; Paula L. Jewell not voting, having recused herself).

On February 1, 1989, the Board **GRANTED** a request for **RECONSIDERATION** of certain **CONDITIONS** by a vote of 4-0 (Maybelle Taylor Bennett, Charles R. Norris, William F. McIntosh and Carrie L. Thornhill to grant; Paula L. Jewell not voting, having recused herself)

FINAL DATE OF ORDERS: December 23, 1988 and March 2, 1989

MODIFICATION ORDER

The Board GRANTED the revised campus plan with CONDITIONS by its orders dated December 23, 1988 and March 2, 1989. By letters dated December 16 and 23, 1994, Howard University filed a waiver of Section 3335.3 to submit a request for modification of a condition of the Board's Order. The waiver request is based on the transition of the Office of the President at Howard University. The Board granted the waiver request at its public meetings of March 1 and May 3, 1995 and received the request for modification of the order into the record.

The University requests modification of Condition No. 2 of the Board's order which reads as follows:

Approval of the Central Campus Plan shall be for a time period extending to the year 1995 or until such time prior to the year 1995 as the Board or its successor with jurisdiction over campus plans determines conditions warrant submission of an updated plan.

The request is for a two year extension of the time in which an updated Central Campus Plan is to be filed. The University stated that the extension is needed to allow for the transition to a new president and administration to carry out program needs assessment and prioritization, analysis of space requirements such an assessment implies, the establishment of a planning team, the development of the plan, review by the community, and review and approval by the University's Board of Trustees. No responses to the request were submitted.

Upon review of the motion, the evidence of record and its final order, the Board concludes that the extension request is reasonable and will not be adverse to any party. Accordingly, the motion to extend the time to file an updated Central Campus Plan is GRANTED, SUBJECT to the CONDITION that the updated plan shall be filed by the end of 1996.

In all other respects, the orders of the Board dated December 23, 1988 and March 2, 1989, respectively, shall remain in full force and effect.

DECISION DATES: March 1 and May 3, 1995

The Board members who did not participate in the original proceeding have read the full record in this application.

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Public Meeting of March 1, 1995 --

VOTE: 4-0 (Laura M. Richards, Susan Morgan Hinton, Jerrily R. Kress and Craig Ellis to **GRANT** a waiver of the six month period to file the motion; Angel F. Clarens not voting, having recused himself)

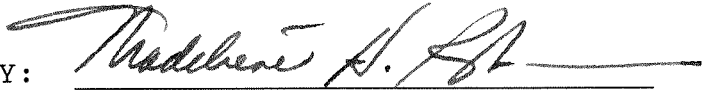
Public Meeting of May 3, 1995 --

VOTE: 4-0 (Laura M. Richards, Susan Morgan Hinton, Jerrily R. Kress and Craig Ellis to **RATIFY** the decision of March 1, 1995 to **WAIVE** the six month period to file the motion; Angel F. Clarens not voting, having recused himself)

VOTE: 4-0 (Laura M. Richards, Jerrily R. Kress, Susan Morgan Hinton and Craig Ellis to **GRANT** the modification request; Angel F. Clarens not voting, having recused himself)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:


MADELIENE H. ROBINSON
Director

FINAL DATE OF ORDER: _____

JUN 28 1995

PURSUANT TO D.C. CODE SEC. 1-2531 (1987), SECTION 267 OF D.C. LAW 2-38, THE HUMAN RIGHTS ACT OF 1977, THE APPLICANT IS REQUIRED TO COMPLY FULLY WITH THE PROVISIONS OF D.C. LAW 2-38, AS AMENDED, CODIFIED AS D.C. CODE, TITLE 1, CHAPTER 25 (1987), AND THIS ORDER IS CONDITIONED UPON FULL COMPLIANCE WITH THOSE PROVISIONS. THE FAILURE OR REFUSAL OF APPLICANT TO COMPLY WITH ANY PROVISIONS OF D.C. LAW 2-38, AS AMENDED, SHALL BE A PROPER BASIS FOR THE REVOCATION OF THIS ORDER.

UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

THIS ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS, UNLESS WITHIN SUCH PERIOD AN APPLICATION FOR A BUILDING PERMIT OR CERTIFICATE OF OCCUPANCY IS FILED WITH THE DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS.

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As Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that on JUN 28 1995 a copy of the order entered on that date in this matter was mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

Charles K. Barber, Esquire
Deputy General Counsel
Howard University
2244 10th Street, N.W.
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Carrie Felton
920 Euclid Street, N.W.
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Lenwood Johnson, Chairperson
Advisory Neighborhood Commission 1A
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Teresa Brown
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Clifford Powell
1956 2nd Street, N.W.
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Geneva Perry
210 T Street, N.W.
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A handwritten signature in cursive script, reading "Madeliene H. Robinson", written in dark ink.

MADELIENE H. ROBINSON
Director

DATE: JUN 28 1995